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Frederick R. Dettmer (FD-2426)
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Attorneys for Plaintiff

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

**INTERNATIONAL SWAPS AND DERIVATIVES
ASSOCIATION, INC.**

Plaintiff,

-against-

SOCRATEK, L.L.C.

Defendant.

**Index No.:
09-cv-8033 (HB)**


NOTICE OF MOTION

PLEASE TAKE NOTICE that upon the annexed Declaration of Stephn C. Leckar dated September 11, 2009, Declaration of Robert Pickel dated September 15, 2009, and Declaration of Breda Walsh dated September 16, 2009, and upon the exhibits thereto, the accompanying Memorandum of Law in support of this motion, and the pleadings herein, Plaintiff INTERNATIONAL SWAPS AND DERIVATIVES ASSOCIATION, INC. will move this Court, before the Honorable Harold Baer, United States District Judge, on the 2nd day of December, 2009, at 9:30 AM or as soon thereafter as counsel may be heard, for an order pursuant to Rule 65 of the Federal Rules of Civil Procedure granting Plaintiff a preliminary injunction restraining Defendant

SOCRATEK, L.L.C. from selling or reselling Plaintiff's copyrighted Master Agreements pending this suit's determination and the issuance of a permanent injunction.

Dated: Pelham, New York

September 18, 2009



Frederick R. Dettmer [FD-2426]
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TO: SOCRATEK, L.L.C.
36 Warfield Street
Montclair, New Jersey 07043

Certificate of Service

The undersigned certifies that a true and correct copy of the foregoing Notice of Motion was served, by electronic means, upon the following the 22nd day of September, 2009:

Alan R. Schwartz, Esq.
30 Hancock Street
Lexington, Massachusetts 02420


FREDERICK R. DETTMER